



07-21-04

IPW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/655,885  
Applicant : HAINDL et al.  
Filed : September 5, 2003  
Title : Milk Product and Process for its Production  
Art Unit : 1761  
Examiner : N/A  
Docket No. : TRG-317

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Sir:

In compliance with the duty of disclosure under 37 C.F.R. § 1.56 and pursuant to 37 C.F.R. §§ 1.97 and 1.98, it is respectfully requested that this Information Disclosure Statement be entered and the enclosed documents listed on attached form PTO-1449 be considered by the Examiner and made of record.

It is believed that no fee is due at the present time as this statement is being filed under 37 C.F.R. § 1.97(b). However, should any fee be missing or insufficient, authorization is hereby given to charge said fee (or credit any overpayment) to deposit account number 12-2147.

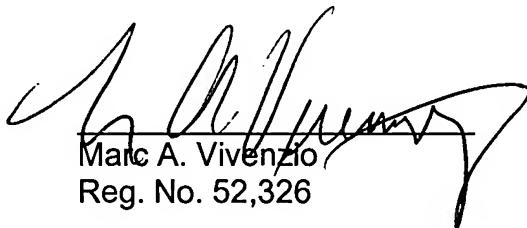
Filed herewith are copies of the references listed on form PTO-1449. For all listed references not in the English language, a copy of the English-language version of the International Search Report and/or Austrian Patent Office Search Report citing said references and indicating the degree of relevance of said references is

attached hereto in accordance with section 609(A)(3) of the Manual of Patent Examining Procedure (MPEP), second full paragraph, in fulfillment of the concise explanation of relevance requirement set forth in 37 C.F.R. § 1.98 (a)(3)(i).

While this statement contains all of the relevant information presently known to the Applicants, it should not be interpreted as a representation that an exhaustive search has been conducted or that no other relevant information exists. Moreover, the Applicants invite the Examiner to make an independent evaluation of the cited references to determine their relevance to the subject matter of the present application.

Finally, the Applicants urge that their claims are patentably distinguishable over all disclosed relevant information or any combination thereof.

Respectfully Submitted,  
Lorusso Loud & Kelly LLP



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Dated: July 20, 2004

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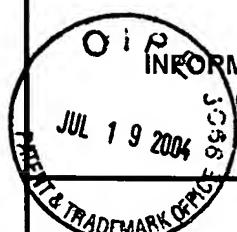
CERTIFICATE OF MAILING UNDER CT CFR 1.8

I hereby certify that this Information Disclosure Statement and any paper or document referred to therein as being attached or enclosed is being deposited with the U.S. Postal Service as First Class Mail under 37 C.F.R. 1.8 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on July 20, 2004.



Marc A. Vivenzio

<p style="text-align: center;"><b>INFORMATION DISCLOSURE CITATION</b>  <small>(Use several sheets if necessary)</small></p> <p style="text-align: center;">JUL 19 2004 CSC</p> <p style="text-align: center;">PATENT &amp; TRADEMARK OFFICE</p>				ATTY DOCKET NO. <b>TRG-317</b>	APPLICATION NO. <b>10/655,885</b>		
				APPLICANT(S) <b>Haindl et al.</b>			
				FILING DATE <b>09/05/2003</b>	GROUP ART UNIT <b>1761</b>		
				<b>U.S. PATENT DOCUMENTS</b>			
*EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
	5,605,712	02/25/1997	Bertrand et al.				
	4,416,905	11/22/1983	Lundstedt et al.				
	5,789,004	08/04/1998	Bertrand et al.				
	2,211,678	08/13/1940	Voss, William R.				
	4,874,627	10/17/1989	Greig et al.				
<b>U.S. PATENT APPLICATION PUBLICATIONS</b>							
*EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE	
<b>FOREIGN PATENT DOCUMENTS</b>							
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
	DE 33 19 072 A1	11/29/1984	Germany			✓	
	GB 2 032 241 A	05/08/1980	United Kingdom			✓	
	EP 0 805 629 B1	04/21/1999	EPO				✓
	EP 0 897 670 A1	02/24/1999	EPO				✓
	EP 0 385 541 A2	09/05/1990	EPO			✓	
<b>OTHER DOCUMENTS</b> <i>(Including Author, Title, Date, Pertinent Pages, Etc.)</i>							
		International Search Report for PCT/AT02/00066 completed 13 May 2002					
		Austrian Patent Office Search Report to R 235/2001 completed 25 April 2001					
EXAMINER				DATE CONSIDERED			
<small>*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.</small>							


**INFORMATION DISCLOSURE CITATION**
*(Use several sheets if necessary)*

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**FILING**
**09/05/2003**
**GROUP ART**
**1761**
**U.S. PATENT DOCUMENTS**

*EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	4,631,196	12/23/1986	Zeller, Clifford L.			

**U.S. PATENT APPLICATION PUBLICATIONS**

*EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

**FOREIGN PATENT DOCUMENTS**

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
	JP 61056055 A	03/20/1986	Japan			✓	
	DE 26 00 028 A1	07/14/1977	Germany				✓
	DE 23 64 932 A1	07/03/1975	Germany				✓
	GB 1 476 309 A	06/10/1977	United Kingdom			✓	
	WO 00 36930 A	06/29/2000	WIPO			✓	

**OTHER DOCUMENTS** *(Including Author, Title, Date, Pertinent Pages, Etc.)*


**EXAMINER**
**DATE CONSIDERED**

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<b>FOREIGN PATENT DOCUMENTS</b>							
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
	WO 97 25874 A	07/24/1997	WIPO			YES	NO
	EP 0 930 017 A	07/21/1999	EPO			✓	
	EP 0616 774 A	10/17/1989	EPO			✓	
<b>OTHER DOCUMENTS</b> <i>(Including Author, Title, Date, Pertinent Pages, Etc.)</i>							
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